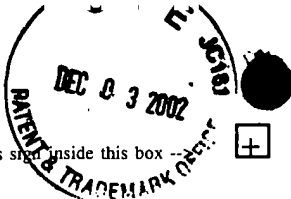


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2876

PTO/SB/21 (6/98)

Approved for use through 09/30/00 OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (To be used for all correspondence after initial filing)	<b>Application Number</b>	<b>09/767,317</b>	
	<b>Filing Date</b>	<b>01/22/2001</b>	
	<b>First Named Inventor</b>	<b>Alan Finkelstein</b>	
	<b>Group Art Unit</b>	<b>2876</b>	
	<b>Examiner Name</b>	<b>Kim, Ahshik</b>	
<b>TOTAL NUMBER OF PAGES IN THIS SUBMISSION</b>	<b>4</b>	<b>Attorney Docket Number</b>	<b>003431.P009X</b>

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) & Accompanying Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication Group <input type="checkbox"/> Appeal Communication to Board of Appeals & Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosures (please identify below) Request for Reconsideration (2 pp) Postcard
<b>REMARKS</b> In the event that an extension of time is required to prevent this application from being abandoned, such extension is hereby requested and authorization is hereby given to charge the appropriate fee to Deposit Account No. 02-2666.		

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
<b>Firm or Individual Name</b>	BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP George W Hooyer, Reg. No. 32,992
<b>Signature</b>	
<b>Date</b>	November 27, 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:			November 27, 2002
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<b>Signature</b>		<b>Date</b>	November 27, 2002

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Docket No. 003431.P009X

*D. Mantem  
12/3/02  
response*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Alan Finkelstein

Serial No.: 09/767,317

Filed: 01/22/2001

For: **WALLET CARD WITH MAGNIFYING  
LENS AND LIGHT**

Art Unit: 2876

Examiner: Kim, Ahshik

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**REQUEST FOR RECONSIDERATION**

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

In response to the outstanding Office Action mailed August 29, 2002, Applicant respectfully requests reconsideration based on the following remarks.

Claims 1-3 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Dalton et al. in view of Bravenec et al. Dalton is cited for teaching a card having a light emitting diode and a pressure-sensitive switch. The Examiner acknowledges that Dalton fails to teach or fairly suggest that the card includes a lens. Bravenec is cited for teaching a card having a lens element. However, the Bravenec patent issued on June 13, 2000 from an application filed on May 21, 1998.

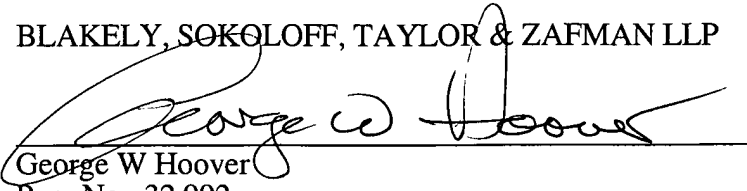
The subject application is a continuation-in-part tracing back to Serial No. 07/834,490 filed on February 12, 1992, now U.S. Patent No. 5,412,199. The lineage of the subject patent application is acknowledged in the Office Action. Applicant's '199 patent fully discloses a card with a lens many years prior to the Bravenec patent application. Accordingly, Bravenec has been improperly cited as prior art and the rejection of claims 1-3 under 35 U.S.C. § 103(a) should be withdrawn.

In view of the foregoing, Applicant submits that claims 1-3, as presented in the application, are in condition for allowance and notice to such effect is respectfully requested at the earliest possible date.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: November 27, 2002

  
George W Hoover  
Reg. No. 32,992

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Seventh Floor  
Los Angeles, California 90025  
(310) 207-3800

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Kelly Walsh  
November 27, 2002  
Date